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## **PART 5345—GOVERNMENT PROPERTY**

### **SUBPART 5345.3—PROVIDING GOVERNMENT PROPERTY TO CONTRACTORS**

#### **5345.302 Providing facilities.**

##### **5345.302-1 Policy.**

It is the policy of the Air Force to place the maximum reliance on the use of contractor-owned facilities to support current RDT&E, production, and maintenance requirements. Contracting officers shall comply with the procedures of AFI 63-701, Managing Industrial Facilities, when furnishing Government facilities to contractors.

##### **5345.302-6 Required Government property clauses for facilities contracts.**

Within the Air Force, authority to waive liability for unauthorized facilities use (see FAR 52.245-9 (j)) is delegated to the HCAs identified in 5301.601-91, with authority to redelegate as appropriate.

##### **5345.302-90 Providing watercraft to Government contractors.**

Prior approval of the USAF Watercraft System Program Manager (SA-ALC/LDAC, DSN 945-4261) is required before Air Force watercraft can be offered as Government-furnished equipment (GFE) in support of contract performance. Pursuant to FAR 45.302-1, which limits the provisions of facilities to contractors, watercraft which are available on the commercial market will not be provided to contractors unless such action would result in a significant benefit to the Government (see AFI 24-304, Management, Operation, Maintenance, and Use of U.S. Air Force Watercraft).

#### **5345.304 Providing motor vehicles.**

##### **5345.304-90 Providing vehicular equipment (Government-furnished or contractor-acquired) to Government contractors.**

(a) Military unique types of motor vehicles may be supplied to contractors on DOD projects in accordance with the FAR and applicable Air Force policies.

(b) Do not provide, as GFP, commercially available motor vehicles to contractors, except under the conditions in AFM 24-309, Vehicle Operations.

(c) Coordination by the MAJCOM transportation staff is required to determine if Government vehicles are available, or can be made available, to fulfill contract requirements before any contracting action which would obligate the Government to provide vehicles to a contractor.

(d) AFM 24-309, Vehicle Operations, outlines Air Force vehicle policies and procedures. Refer to this manual in all situations involving the possibility of the Government being required to provide vehicles to contractors, whether GFP or CAP.

##### **5345.310-90 Providing agency-peculiar property.**

(a) *General.* Agency-peculiar property and related support equipment shall only be furnished by the Air Force to a contractor, as Government-furnished property (GFP) for use in contract performance. Such property, including aerospace vehicles, is often subject to specific requirements with respect to assignment, utilization, modification, maintenance, supply support, operation, and flying safety. The furnishing of such property shall be accomplished in strict conformance with established policies and procedures.

##### *(b) Definitions.*

“Aerospace vehicles” means aircraft, missiles, or drones.

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“Support equipment” means aerospace ground equipment (powered and nonpowered) and includes engines (or propulsion systems) and major components of the aerospace vehicles. It does not include plant equipment or commercially available standard test equipment.

(c) *Requirements.*

(1) The procuring contracting officer, prior to the solicitation of bids or request for proposals on proposed procurements, determines whether or not agency-peculiar property and related support equipment will be required in the performance of the ensuing contract. When such property will be required, the procuring contracting officer determines that it is available and authority has been given for its use during the anticipated time frame required under the proposed contract. This determination shall be coordinated in accordance with command procedures and the System Program Manager or Item Manager.

(2) Allocation and assignment of aerospace vehicles for support of procurement actions shall be approved by HQ USAF in accordance with AFI 16-402, Aerospace Vehicle Programming, Assignment, Distribution, Accounting, and Termination. MAJCOMs assigned such aerospace vehicles shall designate an activity responsible for surveillance of the contractor's maintenance and operation of the aerospace vehicle and related support equipment.

(3) To minimize the requirement for aerospace vehicles and related support equipment, cross-utilization by other purchasing offices will be authorized to the extent practicable, provided that such use shall not interfere with the purpose for which the aerospace vehicles were initially provided. Arrangements for such additional use shall be coordinated in writing between the procuring contracting officer desiring use of the aerospace vehicle, the procuring contracting officer presently having use of the aerospace vehicle, and the appropriate aerospace vehicle distribution office.

(4) All contracts which authorize contractor use of agency-peculiar property, including Government aerospace vehicles and related support equipment (excluding facilities as defined in FAR 45.301) shall contain specific contract maintenance requirements. These provisions shall be included in all solicitations and contracts (including letter contracts) involving the furnishing of aerospace vehicles and related support equipment to a contractor. Maintenance requirements shall be coordinated with the MAJCOM engineering or maintenance organization. Contract requirements shall also be coordinated with the flying safety office for the buying activity. The contract file shall contain a copy of this coordination.

(5) The specific period of time during which agency-peculiar property and related support equipment shall be provided to contractors and the purpose for which the property is provided shall be in the Schedule of the contract. The delivery point, place of use, point of return, and return date shall be indicated in the Schedule. The contract shall require the return of Government property to the Government when no longer required for performance of the contract which authorized their use, but no later than the return date specified in the contract Schedule, unless approval for extension has been authorized. The contractor shall not be granted the unilateral right to extend the time during which it is entitled to use the agency-peculiar property and related support equipment. Consideration shall be obtained for any contractor required or caused extensions and the terms of the extension shall be incorporated in the contract.

(6) In the event the Government property being furnished requires modification for contract performance, the procuring contracting officer shall ensure that the contract for supplies or services prescribes procedures for the modification, documentation, and restoration, when required, of the Government property, and necessary funding to cover requirements. Funds shall be identified in the contract by identifiable tasks as control line items that clearly separate funding responsibilities and which require separate contract line item accounting and voucher payment documentation.

(7) Before awarding a contract for supplies or services which anticipates the furnishing of aerospace vehicles and related support equipment, the procuring contracting officer shall request a preaward survey by the applicable contract administration office (CAO) to determine the adequacy of:

- (i) The airfield, considering requirements according to AFMCI 91-101;
- (ii) Contractor's flight operation procedures and pilot qualifications pursuant to AFR 55-22, Contractor's Flight and Ground Operations; and
- (iii) Maintenance and supply support, including training of personnel, initiation of requirements for initial and subsequent distribution of applicable technical orders, and spare parts (see AFI 63-106 and AFM 23-110).

**SUBPART 5345.5—MANAGEMENT OF GOVERNMENT PROPERTY IN THE POSSESSION OF  
CONTRACTORS**

**5345.505 Records and reports of Government property.**

**5345.505-14 Reports of Government property.**

Any Air Force contracting organizations that administer contracts that require contractors to report Government property shall submit the reports to their MAJCOM. MAJCOMs shall consolidate the reports and, after reviewing them to ensure completeness, accuracy, and legibility, shall submit them to SAF/AQCP to arrive no later than 15 Nov each year.

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